

EXHIBIT E

AO 93 (SDNY Rev. 05/10) Search and Seizure Warrant

UNITED STATES DISTRICT COURT

for the
District of ConnecticutIn the Matter of the Search of
(Briefly describe the property to be searched
or identify the person by name and address)

Case No.

The Law Offices Of Bascetta, Pagani, Kearns and
Small, LLC, 331 Silas Deane Highway, Suite 206,
Weathersfield, Connecticut

SEARCH AND SEIZURE WARRANT

To: Any authorized law enforcement officer

An application by a federal law enforcement officer or an attorney for the government requests the search
of the following person or property located in the _____ District of _____ Connecticut

(identify the person or describe the property to be searched and give its location):

The Law Offices Of Bascetta, Pagani, Kearns and Small, LLC, 1331 Silas Deane Highway, Suite 206, Weathersfield,
ConnecticutThe person or property to be searched, described above, is believed to conceal (identify the person or describe the
property to be seized):

See RIDER Attached Hereto

I find that the affidavit(s), or any recorded testimony, establish probable cause to search and seize the person or
property.

YOU ARE COMMANDED to execute this warrant on or before

December 9, 2011
(not to exceed 14 days)☒ in the daytime 6:00 a.m. to 10 p.m. ☐ at any time in the day or night as I find reasonable cause has been
established.Unless delayed notice is authorized below, you must give a copy of the warrant and a receipt for the property
taken to the person from whom, or from whose premises, the property was taken, or leave the copy and receipt at the
place where the property was taken.The officer executing this warrant, or an officer present during the execution of the warrant, must prepare an
inventory as required by law and promptly return this warrant and inventory to the Clerk of the Court. *undersigned*Upon its return, this warrant and inventory should be filed under seal by the Clerk of the Court. *Magistrate*
USM☐ I find that immediate notification may have an adverse result listed in 18 U.S.C. § 2705 (except for delay
of trial), and authorize the officer executing this warrant to delay notice to the person who, or whose property, will be
searched or seized (check the appropriate box) ☐ for _____ days (not to exceed 30).☐ until, the facts justifying, the later specific date of _____Date and time issued: 11/30/2011 9:00 am
at 11:27 am

Judge's signature

City and state: Hartford, ConnecticutDonna F. Martinez, United States Magistrate Judge

Printed name and title

DATE WARRANT RECEIVED

DATE AND TIME WARRANT EXECUTED

COPY OF WARRANT AND RECEIPT FOR ITEMS LEFT WITH

INVENTORY MADE IN THE PRESENCE OF

INVENTORY OF PERSON OR PROPERTY TAKEN PURSUANT TO THE WARRANT

I swear that this inventory is true and detailed account of the person or property taken by me on the warrant.

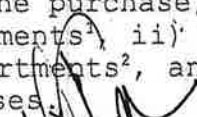
Subscribed, sworn to, and returned before me this date.

U.S. Judge or Magistrate

Date _____

RIDER

Evidence, instrumentalities, and fruits of violations of Title 18, United States Code, Sections 1014 (false statement on loan applications), 1344 (bank fraud), 1503 (obstruction of justice), and 371 (conspiracy to commit the aforesaid offenses), including but not limited to: notes, correspondence, e-mails, billing and payment records, memoranda, appraisals, title abstracts, financial statements, loan and mortgage documents, agreements, contracts, deeds, pleadings, electronically stored information, e-mails, computer hard drives, computer disks, and computer tapes related to and/or referencing i) the purchase, sale, and financing of the New England Apartments¹, ii) the purchase, sale, and financing of the Tennessee Apartments², and iii) the Federal Lawsuit³ are located in the Premises.



¹As used herein "the New England Apartments" shall mean apartment houses located at the following: a) the Ridgeway Apartments (located Rosewood Avenue, Waterbury, Connecticut; b) the Farmington Hills Apartments (located at 1230 Stanley Street, New Britain, Connecticut); c) the Bunker Hill Woods Apartments (located at 17 Eastern Avenue, Waterbury, Connecticut); d) the New Colony Court Apartments (located at 154-164 Maple Street, Springfield, Massachusetts); and e) the Marshall Apartments (located at 10 Marshall Street, Hartford, Connecticut).

²As used herein "the Tennessee Apartments" shall mean apartment houses located at the following locations: : a) 2191 Memorial Drive, Clarksville, Tennessee; b) 543 South 12th Street, Clarksville, Tennessee; c) 131 Jack Miller Boulevard, Clarksville, Tennessee; d) 3381 Durrett Drive, Clarksville, Tennessee; e) 827 Peachers Mill Road, Clarksville, Tennessee; f) 830 Peachers Mill Road, Clarksville, Tennessee; g) 939 Riverside Drive, Clarksville, Tennessee; h) 1671 Fort Campbell Boulevard, Clarksville, Tennessee; i) 171 Wallace Boulevard, Clarksville, Tennessee; j) 231 New Shackle Island Road, Henderson, Tennessee; k) 452 Moss Trail, Goodlettsville, Tennessee; and i) 300 Greenwood Avenue, Clarksville, Tennessee.

³As used herein "the Federal Lawsuit" shall mean *Sisti v. Zherka et al.*, Dkt. No. 3:11-cv-00364-CSH pending in the District of Connecticut.

**UNITED STATES DEPARTMENT OF JUSTICE
FEDERAL BUREAU OF INVESTIGATION
Receipt for Property Received/Returned/Released/Seized**

File # 329A-NY-305973On (date) 12/1/11

item(s) listed below were:

- ☐ Received From
☐ Returned To
☐ Released To
☒ Seized

(Name) 1331 3rd Avenue, 11th St, New York, NY 10022(Street Address) 1331 3rd Avenue, 11th St, New York, NY 10022(City) New York, NYRoom I

Description of Item(s):

Corporate Records - New Brand Ent INC Stock
 Corporate Records - Pacific Star Marketing INC Black Box
 Corporate Records - Metro Holdings Corp
 Corporate Records - New York Metro Holdings Corp
 Five Brothers Realty Holding Corp (in Fedex Box)
 265 East 18th First Realty Co. Inc. (in Fedex Box)
 Alsm Holdings Inc
 West 20th Enterprises Corp.
 Fedex Box from Sam Zherka containing Freedom
 of Information Request
 Fedex Box from Sam Zherka containing Freedom
 of Information Request
 Check Fedex Box containing CHECK registers from
 Sam Zherka businesses
 2nd Fedex Box containing CHECK registers from
 Sam Zherka businesses
 BOX of documents Sam Zherka - I - IV and folder
 Carabetta Enterprises Zherka

Received By: SA [Signature]

(Signature)

Received From: [Signature]

(Signature)

UNITED STATES DEPARTMENT OF JUSTICE
FEDERAL BUREAU OF INVESTIGATION
Receipt for Property Received/Returned/Released/SeizedFile # 329A-NY-305973On (date) DECEMBER 1, 2011

item(s) listed below were:

- ☐ Received From
☐ Returned To
☐ Released To
☒ Seized

(Name) LAW OFFICES OF BASCETTA, PAGANI, KEARNEY & SMALL(Street Address) 1331 SILAS DEANE HIGHWAY, SUITE 206(City) WETHERSFIELD, CTROOM E - ROUND TABLE, BOXES ON FLOOR CONT...
(KEVIN WALSH)

Description of Item(s):

12. ONE FILE LABELED "ZHERKA CORP / RE: ASSIGNMENTS + PURCHASES"13. SEVERAL FOLDERS / DOCS CONTAINING DOCS RE ROBERT SCHER, KAREN NORA, SAM ZHERKA, TN METRO HOLDINGS, FARMINGTON HILLS14. SINGLE LEDGER BALANCE REPORT W/ ENVELOPES ATTACHED. REFS ON ENVELOPES RE "SAMMY"15. COPIES OF CHECKS FROM LAW OFFICES OF JAMES DIBBINI, LETTERS FROM SOVEREIGN BANK TO TN METRO HOLDINGS, MISC DOCS / FOLDERS RE SAM ZHERKA, ROBERT SCHER16. ONE (1) REDWELL LABELED "CASEANOVA ENT, LLC" CONTAINING DOCUMENTATION RE ROBERT SCHER, ESQ.17. ONE (1) FOLDER LABELED "TIM CASEY (CORRESPONDENCE W/ CORRESPONDENCE TO/FROM ZHERKAKEVIN WALSH, FBI-NY, 12/1/11

Received By:

SAM J. JONES
(Signature)

Received From:

KEVIN WALSH
(Signature)

UNITED STATES DEPARTMENT OF JUSTICE
FEDERAL BUREAU OF INVESTIGATION
Receipt for Property Received/Returned/Released/Seized

File # 329A-NY-305973On (date) DECEMBER 1, 2011

item(s) listed below were:

- ☐ Received From
☐ Returned To
☐ Released To
☒ Seized

(Name) LAW OFFICES OF PASCETTA, PAGANI, KEARNS + SMALL, LLC.(Street Address) 1331 SILAS DEANE HIGHWAY, SUITE 206(City) WETHERSFIELD, CTROOM E - ROUND TABLE, TOP ON FLOOR, (KEVIN WALSH)
K-W

Description of Item(s):

- ① ONE(1) FOLDER LABELED "BUNKER HILL FORECLOSURE"
- ② LEGAL DOCS RE BUNKER HILL WOODS OF, LLC
(FROM FOLDER LABELED "CITY OIL CO V. JWL CONSTRUCTION)..."
- ③ ONE(1) FOLDER LABELED "CITY OIL CO, INC V.
BUNKER HILL WOODS, LLC - 7/9/08"
- ④ ONE(1) FOLDER RE ZHERKA, SILAS METRO HOLDINGS
V. FAKES ALI, HAMAD ALI
- ⑤ ONE(1) FOLDER RE CT METRO HOLDINGS II, CORP +
SILAS ZHERKA
- ⑥ ONE(1) ENVELOPE LABELED "THE ZHERKA FAMILY
IRREVOCABLE TRUST"
- ⑦ ONE(1) FOLDER CONTAINING STOCK CERTIFICATES,
MEMBERSHIP CERTIFICATES + DOCUMENTATION RE ZHERKA
FAMILY IRREVOCABLE TRUST
- ⑧ FLOWCHARTS LABELED "SAMMY ZHERKA BUSINESS ACTIVITIES"
+ MISC. NOTES ATTACHED.
- ⑨ TWO(2) FOLDERS RE ZHERKA FAMILY TRUST
- ⑩ ONE(1) FOLDER RE ZHERKA + ACCOUNTING FEES
- ⑪ MISC DOCS / FOLDERS RE SAMMY ZHERKA + TN METRO HOLDINGS

Received By:

SA [Signature]
(Signature)

Received From:

[Signature]
(Signature)

**UNITED STATES DEPARTMENT OF JUSTICE
FEDERAL BUREAU OF INVESTIGATION
Receipt for Property Received/Returned/Released/Seized**

File # 329-NY-3059BOn (date) 12/1/11

item(s) listed below were:

- ☐ Received From
☐ Returned To
☐ Released To
☒ Seized

(Name) _____

(Street Address) _____

(City) _____

Room I

Description of Item(s):

Fedex Envelope - list of names and
two CD's along with note from Sam 2
Fedex Box from Sam Zherka containing CD+DVD's
Manilla envelope containing CD's of financial
records for Kelms Law Office

Received By:

(Signature)

Received From:

(Signature)

UNITED STATES DEPARTMENT OF JUSTICE
FEDERAL BUREAU OF INVESTIGATION
Receipt for Property Received/Returned/Released/Seized

File # 329A-NY-305973On (date) DECEMBER 1, 2011

item(s) listed below were:

- ☐ Received From
☐ Returned To
☐ Released To
☒ Seized

(Name) _____

(Street Address) _____

(City) _____

Room E - Box ON FLOOR

Description of Item(s): _____

(1) ONE (1) FED EX ENVELOPE CONTAINING ENVELOPE
LABELED "SAM ZHERKA W/C. JAMES 10-04-10".
TWO (2) CD-R AUDIO CD'S DATED 10/4/10 INSIDE.

KEVIN WALSH, FBI -
NYO, 12/1/11

Received By: SABIN J. [Signature]

(Signature)

Received From: [Signature]

(Signature)